

This is NOTICE of the regularly scheduled Board of Registration in Pharmacy Meeting

BOARD OF REGISTRATION IN PHARMACY
MEETING AGENDA

September 11, 2012 - 8:30 am
239 Causeway Street
4th Floor, Rooms 417A and B
Boston, Massachusetts

1. 8:30 a.m. CALL TO ORDER
President James T. DeVita, RPh
 - Introduction of NEU APPE Extern Ian Fitts
2. 8:35 a.m. REVIEW/ADOPTION OF BOARD MINUTES
 - August 8, 2012 Minutes
3. 8:40 a.m. APPLICATIONS and Other Notices (no handout/applications on file)
Assoc. Dir. Margaret Cittadino
 - Nuclear Pharmacist (1)
Rebecca Lee Moore
 - New Community Pharmacy (3)
Big Y Pharmacy 98, 90 Memorial Drive, Springfield
Price Chopper, 239, 560 Main Street, Gardner
Stop & Shop Pharmacy 0011, 40 Furlong Drive, Revere
 - Change of Manager (39)
Azee Pharmacy, 25 Marston Street, Lawrence (DS89791)
Bouvier Pharmacy, 515 Lincoln Street, Marlborough (DS9725)
Critical Care Systems, 246 Boston Turnpike, Shrewsbury (DS3330)
Careplus CVS 2393, 35 Millbury Street, Auburn (DS3219)
CVS Caremark, 25 Birch Street, Milford (DS3416)
CVS 260, 155 Charles Street, Boston (DS2294)
CVS 1206, 240 Newbury Street, Boston (DS2033)
CVS 8972, 285 Columbus Avenue, Boston (DS89677)
CVS 1007, 1933 Main Street, Brockton (DS2629)
CVS400, 16 Boston Board, Chelmsford (DS2307)
CVS 7232, 689 Depot Street, Easton (DS3461)
CVS 859, 148 Route 137, East Harwich (DS2945)
CVS 2322, 176 North Street, Hyannis (DS2827)
CVS 0026, 590 Fellsway, Medford (DS2912)
CVS 615, 233 Broadway, Methuen (DS3493)
CVS 1867, 517 State Road, Plymouth (DS89648)
CVS 2377, 2253 State Road, Plymouth (DS3090)
CVS2138 8 Pilgrim Road, Plymouth (DS2815)
CVS 1095, 1025, 272 Highland Avenue, Salem (DS89673)
CVS 1021, Patriot Square Shopping Center, South Dennis (DS1543)
Price Chopper Pharmacy 155, 300 Stockbridge Road, Great Barrington (DS2639)
Rite Aid 10112, 68 South Main Street, Haverhill (DS3240)
Rite Aid 10159, 330 River Street, Cambridge (DS3102)
Rite Aid 10156, 800 South Main Street, Sharon (DS3140)
Royal Palm Specialty, 111 Main Street, Webster (DS89765)

Stop & Shop Pharmacy 472, 40 Franklin Village Drive, Franklin (DS1622)
Stop & Shop Pharmacy 22, 55 Long Pond Drive, South Yarmouth (DS2115)
Stop & Shop Pharmacy 404, 1600 Boston Post Road, Springfield (DS3212)
Target Pharmacy T-1441, 180 Somerville Avenue, Somerville (DS3185)
Walgreens Pharmacy 10317, 1035 Truman Highway, Boston (DS89797)
Walgreens Pharmacy 3758, 610 Pleasant Street, Brockton (DS2759)
Walgreens Pharmacy 7813, 25 Oak Street Extension, Brockton (DS3408)
Walgreens Pharmacy 9011, 101 High Street, Danvers (DS3347)
Walgreens Pharmacy 12399, 226 Broadway, Taunton (DS89688)
Walgreens Pharmacy 4923, 1999 Centre Street, West Roxbury (DS2959)
Walmart Pharmacy 10-5380, 1775 Washington Street, Hanover (DS3353)
Walmart Pharmacy 10-2964, 11 Jungle Road, Leominster (DS3588)
Walmart Pharmacy 10-2158, 200 Otis Street, Northborough (DS2742)
Walmart Pharmacy 10-2012, 742 Main Street, North Oxford (DS2749)

▪ Retail Pharmacy Relocation (2)

CVS 5382, 181 Brighton Avenue, Allston (DS89803) FROM 177 Brighton Avenue, Allston
Cape Cod Infusion Services, 111B County Road North Falmouth, FROM 200 Main Street, Suite
205, Falmouth (DS89772)

▪ Renovation/Expansion (5)

CVS 5939, 242 Cambridge Street, Burlington (DS3576)
Wal-Mart Pharmacy 10-2155, 677 Timpany Boulevard, Gardner (DS2739)
Wal-Mart Pharmacy 10-2158, 200 Otis Street, Northborough (DS2742)
Wal-Mart Pharmacy 10-2329, 555 East Main Street, Orange (DS27451)
Wal-Mart Pharmacy 10-2174, 141 Springfield Drive, Westfield (DS2748)

▪ Transfer of Ownership (1)

Moms Pharmacy, 75 Armory Street, Boston (DS89790) TO new owner AIDS Healthcare
Foundation

▪ Wholesale Distributor Closing (1)

Rowley Biochemical Inc, relinquishing WD397 and WD397CS licenses due to duplication of
Massachusetts licensure. Facility has DEA manufacturer registration and MA Controlled
Substance registration (DCP).

▪ Retail Pharmacy Closing (1)

Winchester Drug, 568 Main Street, Winchester (DS1107 transferring controlled substances
and records to CVS 155, 539-545 Main Street, Winchester (DS2471)

4. 8:45 a.m. UPDATES

Dir. James D. Coffey /Assoc. Dir. Margaret Cittadino

- MPJE State Specific Review
- Chapter 244 of the Acts of 2012 (Senate Bill 2125) "An Act Relative to
Prescription Drug Diversion, Abuse and Addiction"
- Report of Board Dispositions

5. 8:55 a.m. REPORT OF OFFICE OF INVESTIGATIONS (no handout)

File Review - Samuel J. Penta, RPh Supervising Investigator; James C. Emery,
Investigator; Cheryl Latham, PharmD, RPh, Investigator; William E. Frisch,
Jr, RPh, Investigator; Leo A. McKenna, PharmD, RPh, QA Coordinator

6. 10:15 a.m. REPORT OF OFFICE OF GENERAL COUNSEL - Susan Manning, Board Counsel

Complaints for Summary Suspension consideration

- **Catherine T. Bryant** (PT9348) Docket No. PHA-2012-0179 (CVS/pharmacy)
- **Stacy N. Miles** (PT11737) Docket No. PHA-2012-0152 (CVS/pharmacy)
- **Nel Sothy** (PT7638) Docket No. PHA-2012-0165 (CVS/pharmacy)

CLOSED SESSION – Review/discussion of Complaints, Applications, Adjudicatory Session and other Legal Matters [MGL c. 112, s. 65C; MGL c. 30A, ss. 18-21]

Matters of:

- **Celeste Frappier**, RPh – Pharmacist Reciprocity Applicant (CVS/pharmacy)
Review August 24, 2012 letter from Applicant
- *Proposed Final Decision and Order on Summary Suspension*
Steven R. Petrillo, RPh (PH23960) Docket No. PHA-2011-0340
Review proposed decision after hearing on necessity of continuing summary suspension pending hearing on merits or other resolution of pending complaint; vote regarding *Final Decision and Order* to be issued.
- **North Shore Pharmacy Services** (DS3458) Multiple Docket Numbers – Agreement Update
- **Timothy J. Houle** – Pharmacy Technician Applicant (DENIED 8/7/12)
Review August 30, 2012 letter from Applicant (Richmond Pharmacy)
- **Bruce R. Kline**, RPh (PH17604) Docket No. PHA-2012-0169
Review of August 16, 2012 Board vote to notify Registrant that **Surrender** of pharmacist registration, pursuant to terms of *Consent Agreement for Probation* (2/2/09), was effective immediately.

7. 10:45 a.m. INVESTIGATIVE CONFERENCE

Matter of:

Westwood Lodge Pharmacy, 45 Clapboardtree Street, Westwood
Docket No. SA-INV-2409
Than L. Phan (PH23338) Docket No. PHA-2012-0163

Complaint alleges that on or about January 26, 2011, Westwood Lodge Hospital Pharmacy, incorrectly dispensed sulfamethoxazole / trimethoprim (Bactrim®) a sulfonamide to a patient with a documented allergy to sulfa medications.

Investigator: William E. Frisch, Jr., RPh

8. 11:45 a.m. INVESTIGATIVE CONFERENCE

Matters of:

Stat-Care Pharmacy, 198 Worcester Street, North Grafton (DS89676)
Docket Nos. PHA-2011-0330 & PHA-2012-0011

Continued: Stat-Care Pharmacy

- (a) Complaint alleges that on or about October 31, 2011, Stat-Care Pharmacy incorrectly dispensed (blister pack) Lamictal 25 mg rather than Topramax 25 mg as prescribed to a resident of a group home.

Stat-Care Pharmacy, 198 Worcester Street, North Grafton (DS89676)
Docket Nos. PHA-2011-0330

Damaris Ramirez, (PT7864) Docket No. PHA-2012-0033

Helen E. Munroe (PH16924) Docket No. PHA-2012-0034

Investigator: William E. Frisch, Jr., RPh

- (b) Complaint alleges that on or about December 5, 2011, Stat-Care Pharmacy incorrectly dispensed Albuterol 0.63 % solution rather than Albuterol 0.083% solution for nebulization as prescribed to a resident of a group home.

Stat-Care Pharmacy, 198 Worcester Street, North Grafton (DS89676)
Docket Nos. PHA-2011-0011

Wendy Bea Walker Finch, (PT11696) Docket No. PHA-2012-0048

Helen E. Munroe (PH16924) Docket No. PHA-2012-0049

Investigator: James "Jay" C. Emery

9. 12:20 p.m. DISCUSSION/UPDATE - Leo A. McKenna, PharmD, RPh, Quality Assurance Coordinator

- Best Practice Recommendations/Flash Facts

10. 12:30 p.m. LUNCH

11. 1:30 p.m. NEW COMMUNITY PHARMACY APPLICATION/Appearance

ST GEORGE PHARMACY

Proposed: 435 Furnace Street, Marshfield, MA

Present: Proposed Owner and Manager of Record Atef Ayoub, RPh (PH233456) and Secretary Amany Hanna

- Applicant for retail pharmacy licensure proposes to dispense Schedule II-VI controlled substances

Approve Deny

12. 2:00 p.m. NEW COMMUNITY PHARMACY APPLICATION/Appearance

CAREPRO PHARMACY

Proposed: 343 Newport Avenue, Quincy, MA

Present: Proposed Owner and Manager of Record Son Dinh, RPh

- Applicant for retail pharmacy licensure proposes to dispense Schedule II-VI controlled substances

Approve Deny

FLEX DISCUSSION

A. NEW BUSINESS

APPLICATIONS – Approve/Deny

- 1) Robert Bruce Macrae – Pharmacy Technician
- 2) Dennis James Breault – Pharmacy Technician
- 3) Sheyla Torres – Pharmacy Technician (Ameridose)
- 4) Michael J. Tapley – Pharmacist Reciprocity (Rite Aid Pharmacy)
- 5) Rushi R. Shah - Pharmacy Technician (CVS/pharmacy)

OTHER

- 6) Keith N. LaRoche, R.Ph. (PH16881) Docket No. PHA-2011-0255
Request for Termination of Suspension: Approve/Deny
- 7) DPH DCP Medical Review Group (MRG) Candidate Nomination
Adele D. Audet, RPh, Asst. Dir., DPH DCP
Support / Oppose

13. INFORMATIONAL ITEMS and CORRESPONDENCE

- 1) German Drug Firm Makes 1st Apology for Thalidomide
- 2) NABP August 2012 State News Roundup
- 3) Disclosure Not Necessary for Off-Label Drug Use; Patients May Not Know They're Taking Them
- 4) Governor Signs Anti-Prescription Drug Abuse Bill
- 5) Soaring Ointment Prices are Dermatologic Mystery
- 6) Surescripts to Connect Epic to Clinical Interoperability Network
- 7) Scrip Talk Station – Audible Prescription labeling System

14. 3:00 p.m. ADJOURNMENT